(Spl.-H.C.A.S.,C.D.,78-e)

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF BOMBAY AT GOA
APPELLATE SIDE

WRIT PETITION NO. 222 OF 2004

Office Note, Office Memoranda of Quorum, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Shri V. A. Lawande, advocate for the petitioners.

Shri Sudesh Usgaokar, advocate for the respondent.

CORAM : S. A. BOBDE, J.

DATE :25th June, 2004

P.C.:

The issue in the present Writ Petition pertains to the refusal of an injunction application preferred by the petitioners in respect of their alleged right of way.

According to the petitioners themselves, the way in question is the only access to their own property. This is disputed by the respondent. The petitioners' application for temporary injunction has been rejected and the rejection has been upheld by the Ist Additional District Judge, qPanaji.

Having regard to the fact that the suit is pending, I am of the view that it would be proper in the interests of justice to direct that the suit be decided expeditiously, and in any case, not later than one year from today. Having regard to the fact that the petitioners' access over the disputed right of way has been protected by an order of different courts from the year 1999 till date, I am of the view that the same protection should continue for a period of one year till the disposal of the suit.

Rule made absolute. Petition disposed of in the above terms.

S. A. BOBDE, J.

mc.